



152-117P-WLK

**Declaration for Patent Application**  
**English Language Declaration**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**ULTRASONIC CLEANING OF ALLOGRAFT BONE**

the specification of which (check one)

- ☐ is attached hereto.
- ☒ was filed on May 7, 1996 as  
Application No. 08/646,519 and  
was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
_____ (Number)	_____ (Country)	_____ (Day Month Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
_____ (Number)	_____ (Country)	_____ (Day Month Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
_____ (Number)	_____ (Country)	_____ (Day Month Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

<u>08/646,520</u> (Application No.)	<u>May 7, 1996</u> (Filing Date)	<u>pending</u> (Status) (patented, pending, abandoned)
<u>08/395,113</u> (Application No.)	<u>February 27, 1995</u> (Filing Date)	<u>allowed</u> (Status) (patented, pending, abandoned)

08/293,206

(Application No.)

August 19, 1994

(Filing Date)

abandoned

(Status)

(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor <u>Lloyd Wolfenbarger, Jr.</u>	
Inventor's signature <u>Lloyd Wolfenbarger Jr.</u>	Date <u>7/10/96</u>
Residence 1509 Cedar Lane, <u>Norfolk</u> , Virginia 23508 <u>VA</u>	
Citizenship U.S.A.	
Post Office Address same as residence	

SHK:drh  
152117NMP.DEC

(Supply similar information and signature for subsequent joint inventors, if any)

Applicant or Patentee: Lloyd Wolfinbarger, Jr. Attorney  
Appl. or Patent No.: 08/646,519 Docket No.: 152-117P-SHK  
Filed or Issued: May 7, 1996  
For: ULTRASONIC CLEANING OF ALLOGRAFT BONE

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS UNDER 37 C.F.R. §§ 1.9(e) AND 1.27(d) - NONPROFIT ORGANIZATION**



I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION LifeNet Research Foundation  
ADDRESS OF ORGANIZATION 5809 Ward Court  
Virginia Beach, VA 23455

**TYPE OF ORGANIZATION**

- ☐ University or other institution of higher education
- ☐ Tax exempt under Internal Revenue Service Code (26 U.S.C. §§ 501(a) and 501(c)(3))
- ☒ Nonprofit scientific or educational under statute of state of The United States of America  
(Name of state \_\_\_\_\_)  
(Citation of statute \_\_\_\_\_)
- ☐ Would qualify as tax exempt under Internal Revenue Service Code (26 U.S.C. §§ 501(a) and 501(c)(3)) if located in The United States of America
- ☐ Would qualify as nonprofit scientific or educational under statute of state of The United States of America if located in The United States of America  
(Name of state \_\_\_\_\_)  
(Citation of statute \_\_\_\_\_)

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 C.F.R. § 1.9(e) for purposes of paying reduced fees to the United States Patent and Trademark Office regarding the invention entitled ULTRASONIC CLEANING OF ALLOGRAFT BONE by inventor(s) Lloyd Wolfinbarger, Jr. described in

- ☐ the specification filed herewith
- ☒ application no. 08/646,519, filed May 7, 1996
- ☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. § 1.9(c) if that person made the invention, or by concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27)

NAME _____	NAME _____	NAME _____
ADDRESS _____	ADDRESS _____	ADDRESS _____
( ) INDIVIDUAL	( ) SMALL BUSINESS CONCERN	( ) NONPROFIT ORGANIZATION
NAME _____	NAME _____	NAME _____
ADDRESS _____	ADDRESS _____	ADDRESS _____
( ) INDIVIDUAL	( ) SMALL BUSINESS CONCERN	( ) NONPROFIT ORGANIZATION
NAME _____	NAME _____	NAME _____
ADDRESS _____	ADDRESS _____	ADDRESS _____
( ) INDIVIDUAL	( ) SMALL BUSINESS CONCERN	( ) NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Billy G. Anderson  
TITLE IN ORGANIZATION President and Chief Executive Officer  
ADDRESS OF PERSON SIGNING LifeNet Research Foundation, 5809 Ward Court, Virginia Beach, Virginia 23455  
SIGNATURE *Billy G. Anderson* DATE 7-15-96

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## Certificate Under 37 C.F.R. § 3.73(b)

Applicant(s): Lloyd Wolfinbarger, Jr.Application No: 08/646,519Filed: May 7, 1996For: ULTRASONIC CLEANING OF ALLOGRAFT BONELifeNet Research Foundation

(Name of Assignee)

, a Non-Profit Corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

certifies that they are the assignees of the entire right, title and interest in the patent application identified above by virtue of either:

A. ☒ An Assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

[or]

B. ☐ A chain of title from the inventor(s) of the patent application identified above to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee **LifeNet Research Foundation**.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date:

7-10-96

Name:

Billy G. Anderson

Title:

President and Chief Executive Officer

Signature: